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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 34—APPOINTMENT, COMPENSATION, AND REMOVAL OF HEARING EXAMINERS

PROMOTION, REASSIGNMENT AND TRANSFER

Effective upon publication in the FEDERAL REGISTER, subparagraph (3) of § 34.5 (b) is amended to read as follows:

§ 34.5 Promotion, reassignment and transfer. * * *

(b) From a position other than a hearing examiner position. * * *

(3) An employee who is serving in a position which is allocated as a hearing examiner position on the basis of legislation, Executive order or decision of a court after June 11, 1947, may be appointed as a hearing examiner if the following conditions are met:

(i) He must have a competitive status, or be serving in an excepted position under a permanent appointment.

(ii) He must have been serving in the position on the date of the legislation, Executive order or decision of the court on which the allocation of the position is based.

(iii) A recommendation for his appointment must be received by the Commission from the agency concerned not later than six months after the date of the legislation, Executive order or decision of the court.

(iv) His qualifications for the position must be approved by the Commission.

In emergency situations, when the needs of the service require it, the Commission will authorize conditional appointments of employees pending final decision on their eligibility for absolute appointment under this paragraph.

(Sec. 11, 60 Stat. 244; 5 U. S. C. 1010)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] ROBERT RAMSPECK,
Chairman.

[F. R. Doc. 51-4768; Filed, Apr. 24, 1951; 8:49 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration, Department of Agriculture

Subchapter G—Federal Farm Mortgage Corporation

PART 91—DISPOSAL OF MINERAL INTERESTS CONVEYANCE

Section 91.10, Subchapter G, Chapter I, Title 6, Code of Federal Regulations, is hereby amended to read as follows:

§ 91.10 Conveyance. The district general counsel will be responsible for preparing the form of quitclaim deed to be used in each State, except that each deed shall contain the following uniform recital:

This quitclaim deed is executed and delivered by Federal Farm Mortgage Corporation, acting under the authority of the Federal Farm Mortgage Corporation Act, as amended, and the order of the Secretary of Agriculture, dated October 18, 1950 (15 F. R. 6998), made pursuant to Public Law 760, 81st Congress, approved September 6, 1950 (64 Stat. 769).

Recording of the deed will be the responsibility of the surface owner, and it may be advisable to emphasize in the letter of transmittal the importance of his putting it of record promptly after receipt.

(Sec. 6, Pub. Law 760, 81st Cong.)

[SEAL] E. C. JOHNSON,
Executive Vice President,
Federal Farm Mortgage Corporation.

Approved: April 19, 1951.

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4760; Filed, Apr. 24, 1951; 8:48 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property, Department of Justice

PART 502—RULES OF PROCEDURE FOR CLAIMS

MISCELLANEOUS AMENDMENTS

1. Part 502, Subpart A—General Rules, is hereby amended, as set out below.

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§ 502.2 Definitions. * * *

(j) The term "parties" includes the claimant and the Chief of the Claims Branch.

§ 502.22 Hearing Examiners decision. * * *

(d) Unless review has been taken in accordance with § 502.23, or unless an objection has been filed pursuant to § 502.202 (d), the decision of the Hearing Examiner shall be final and shall be the decision of this Office.

2. Part 502, Subpart C—Debt Claims, is hereby amended by the deletion of § 502.200 (g) and § 502.202 through § 502.208, and the substitution thereof of new § 502.202 through § 502.206 as follows:

§ 502.202 *Claims against debtors' insolvent estates.* (a) Notices of claims filed with this Office against a particular debtor's insolvent estate shall be available for inspection by all claimants in respect of such estate in accordance with the provisions of § 503.1 (b) of this chapter.

(b) With respect to claims against a particular debtor's insolvent estate, the Chief of the Claims Branch may submit to the Director a recommendation for allowance of any claim, or a separable part thereof, which he deems entitled to allowance. The record shall include the notice of claim, any evidence submitted by the claimant with respect thereto, and proposed findings and conclusions. If the Director shall disagree with the recommendation of the Chief of the Claims Branch, the claim shall be remanded by the Director and restored to its former status.

(c) Where the Chief of the Claims Branch concludes for any reason that he cannot recommend allowance of a claim against a particular debtor's insolvent estate, the claim may be docketed for hearing and a hearing shall be held thereon as ordered by the Chief Hearing Examiner. At such hearing, any other claimant against the particular debtor's insolvent estate may file a request for leave to be heard in accordance with the provisions of § 502.5. The decision of a Hearing Examiner is subject to appeal in accordance with the provisions of § 502.23.

(d) The Director shall consider the recommendations for allowance submitted by the Chief of the Claims Branch and any appeals from decisions

of a Hearing Examiner in respect of a claim against a particular debtor's insolvent estate and may issue a tentative schedule showing all debt claims proposed to be allowed by him with the priorities assigned thereto and the payment to be made to each claimant. Notice of the issuance of the tentative schedule shall be served on all claimants listed therein, together with notice that objections to such tentative schedule may be filed within the period prescribed in the notice, which period shall not be less than thirty days. The tentative schedule shall be made available for inspection at the Office of Alien Property, Washington, D. C. With the consent of all claimants, the tentative schedule may be omitted.

(e) The Director shall consider any objection to the tentative schedule that may have been timely filed, and may (1) modify or affirm the tentative schedule, (2) remand any claims listed therein to the Chief Hearing Examiner for rehearing, or (3) take such other action as may be appropriate. As soon thereafter as appropriate, the Director shall prepare and serve by registered mail on all claimants in respect of a particular debtor's insolvent estate, a final schedule of the debt claims allowed, with the priorities assigned thereto, and the proposed payment to each claimant.

(f) The Director may issue a tentative schedule and a final schedule limited to claims, payment of which, in accordance with the priorities assigned thereto by the Director pursuant to the provisions of section 34 (g) of the act, would not adversely affect the payment of any other claim in respect of the particular debtor's insolvent estate.

(g) Notwithstanding the provisions of § 502.28, service may be made in all proceedings relating to insolvent estates by ordinary mail, except that the final schedule of the Director shall be served by registered mail.

§ 502.203 *Requirement for hearing.* No claim shall be disallowed except after opportunity for hearing unless hearing has been waived by the parties.

§ 502.204 *Cases of no vested property of debtor.* Where there does not exist any vested property of a debtor with respect to which debt claims have been filed, the claimant shall be notified thereof and the claim, after opportunity for hearing before a Hearing Examiner, shall be ordered dismissed.

§ 502.205 *Payment of allowed claims.* As soon as practicable after the allowance of a claim, in whole or in part, the claim will be paid to the extent allowed: *Provided however,* That with respect to claims against a debtor's insolvent estate, pending determination of any complaint for review filed under section 34 (f) of the act, payment may be made only to an extent, if any, consistent with the contentions of all claimants for review.

§ 502.206 *Future payments.* If additional monies become available for the payment of claims after the first payment on allowed claims in respect of a debtor's insolvent estate, the Director shall order further payments in accord-

ance with the final schedule theretofore issued by him, or as modified on review under section 34 (f) of the act.

(Sec. 301, 55 Stat. 839; 50 U. S. C. App., 616, E. O. 9142, Apr. 21, 1942, 7 F. R. 2985; 3 CFR 1943 Cum. Supp.; E. O. 9725, May 16, 1946, 11 F. R. 5381; 3 CFR 1946 Supp.; E. O. 9788, Oct. 14, 1946, 11 F. R. 11981, 12123, 3 CFR 1946 Supp.)

Executed at Washington, D. C., this 20th day of April 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 51-4792; Filed, Apr. 24, 1951; 8:52 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry, Department of Agriculture

Subchapter F—Animal Breeds

[BAI Order 379; Amdt. 15]

PART 151—RECOGNITION OF BREEDS AND BOOKS OF RECORD OF PUREBRED ANIMALS

DOGS

Pursuant to the authority vested in the Secretary of Agriculture by section 201, Paragraph 1606 of the Tariff Act of 1930, as amended (19 U. S. C. and Supp. III, sec. 1201, par. 1606), the Secretary of Agriculture hereby withdraws recognition of the book of record of purebred dogs entitled "Newfoundland Live Stock Register," published by the Department of Natural Resources, St. John's, Newfoundland (Kenneth J. Carter, Secretary), and hereby amends § 151.10 (a), Chapter I, Title 9, Code of Federal Regulations, as amended, by removing the name of the said stud book from the list of books of record named under the subheading "Dogs."

The above action is necessary because the Newfoundland Live Stock Register no longer exists. The purebred registrations for dogs contained in this stud book have been taken over by the Canadian National Live Stock Records, Ottawa, Canada, and incorporated in the Stud Book of the Canadian Kennel Club, Incorporated, which is currently recognized under § 151.10 (b) (3), Chapter I, Title 9, Code of Federal Regulations, as amended. Accordingly, pursuant to the provisions of section 4 of the Administrative Procedure Act (5 U. S. C. 1003), it is found, upon good cause, that notice and public procedure in connection with this amendment are impracticable, unnecessary, and contrary to the public interest, and good cause is found for the issuance of this amendment effective less than thirty days after publication in the FEDERAL REGISTER. Such notice or hearing is not required by any other statute.

(Sec. 201, par. 1606, 46 Stat. 673, as amended; 19 U. S. C. 1201, par. 1606)

The foregoing amendment shall become effective immediately upon publication in the FEDERAL REGISTER.

Done at Washington, D. C., this 19th day of April 1951.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4758; Filed, Apr. 24, 1951;
8:48 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 5761]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

EMERSON COAT CO., INC., ET AL.

Subpart—Misbranding or mislabeling: § 3.1190 Composition: Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 3.1845 Composition—Wool Products Labeling Act. In connection with the introduction into commerce, or the offering for sale, sale, transportation, or distribution in commerce, of coats or other wool products, as such products are defined in and subject to the Wool Products Labeling Act of 1939, which products contain, purport to contain, or in any way are represented as containing "wool", "reprocessed wool", or "reused wool", as those terms are defined in said act, misbranding such coats or other products by failing to affix securely to or place on such products a stamp, tag, label, or other means of identification, showing in a clear and conspicuous manner, (a) the percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more, and (5) the aggregate of all other fibers; (b) the maximum percentage of the total weight of such wool product of any non-fibrous loading, filling, or adulterating matter, and (c) the name or the registered identification number of the manufacturer of such wool product or of one or more persons engaged in introducing such wool product into commerce, or in the offering for sale, sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act, and in the Wool Products Labeling Act of 1939; prohibited, subject to the provision, however, that the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and to the further provision that nothing contained in the order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

(Sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45. Interprets or applies sec. 2, 54 Stat. 1128 15 U. S. C. 68) [Cease and desist order, Emerson Coat Company, Inc., et al., Docket 5761, Feb. 26, 1951]

In the Matter of Emerson Coat Company, Inc., a Corporation, and Abraham Mink, Individually and as an Officer of Emerson Coat Company, Inc.

Decision of the Commission and order to file report of compliance. Pursuant to the provisions of the Federal Trade Commission Act and the Wool Products Labeling Act of 1939, and by virtue of the authority vested in it by said acts, the Federal Trade Commission, on April 4, 1950, issued and subsequently served its complaint in this proceeding upon the respondents named in the caption hereof, charging them with the use of unfair and deceptive acts and practices in commerce in violation of the provisions of those acts. After the filing of respondents' answer, a hearing was held before a trial examiner of the Commission theretofore duly designated by it, at which hearing there was read into the record a stipulation as to the facts by and between counsel supporting the complaint and counsel for the respondents, in lieu of all other evidence. On October 26, 1950, the trial examiner filed his initial decision, which was served on the respondents on November 7, 1950.

The Commission, having reason to believe that the initial decision was deficient in certain material respects, subsequently placed this case on its own docket for review, and on December 8, 1950, it issued, and thereafter served upon the parties, its order affording the respondents an opportunity to show cause why said initial decision should not be altered in the manner and to the extent shown in a tentative decision of the Commission attached to said order. Respondents not having appeared in response to the leave to show cause, this proceeding regularly came on for final consideration by the Commission upon the record herein on review; and the Commission, having duly considered the matter and being now fully advised in the premises, finds that this proceeding is in the interest of the public and makes this its findings as to the facts, conclusion drawn therefrom, and order, the same to be in lieu of the initial decision of the trial examiner.

Findings as to the Facts

PARAGRAPH 1. The respondent Emerson Coat Company, Inc., is a corporation organized, existing, and doing business under and by virtue of the laws of the State of New York, with its principal office and place of business located at 247 West 37th Street, New York, New York.

The respondent Abraham Mink is president and treasurer of the respondent Emerson Coat Company, Inc.

PAR. 2. The respondents are engaged in the introduction and manufacture for introduction into commerce as "commerce" is defined in the Wool Products Labeling Act of 1939 and in the Federal Trade Commission Act, and in the offering for sale, sale, transportation, and distribution in said commerce, of wool products, as such products are defined in the said Wool Products Labeling Act of 1939. Many of respondents' said products are composed in whole or in part of

wool, reprocessed wool, or reused wool, as those terms are defined in the Wool Products Labeling Act of 1939, and such products are subject to the provisions of said act and the rules and regulations promulgated thereunder. Since July 15, 1941, respondents have violated the provisions of said act and rules and regulations in the introduction and manufacture for introduction into commerce, and in the sale, transportation, and distribution in commerce, of said wool products by causing said wool products to be misbranded within the intent and meaning of said act and rules and regulations.

PAR. 3. Among the wool products introduced and manufactured for introduction into commerce and sold, transported, and distributed in said commerce, as aforesaid, were coats which were labeled as "100% All Wool". Some of the coats so labeled actually contained 100 percent reprocessed wool. The coats which contained 100 percent reprocessed wool and which were labeled as "100% All Wool" were thus misbranded in that they did not have affixed a stamp, tag, label, or other means of identification showing the constituent fibers, and percentages thereof, of such products, and other information required by the Wool Products Labeling Act and the rules and regulations promulgated thereunder.

Conclusion. The acts and practices of the respondents, as hereinabove found, were in violation of the Wool Products Labeling Act of 1939 and the rules and regulations thereunder, and constituted unfair and deceptive acts and practices in commerce within the intent and meaning of the Federal Trade Commission Act.

It is ordered, That the respondents, Emerson Coat Company, Inc., a corporation, and its officers, and Abraham Mink, individually, and their respective representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the offering for sale, sale, transportation, or distribution in commerce, as "commerce" is defined in the aforesaid acts, of coats or other wool products, as such products are defined in and subject to the Wool Products Labeling Act of 1939, which products contain, purport to contain, or in any way are represented as containing "wool", "reprocessed wool", or "reused wool", as those terms are defined in said act, do forthwith cease and desist from misbranding such coats or other products by failing to affix securely to or place on such products a stamp, tag, label, or other means of identification, showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more, and (5) the aggregate of all other fibers.

(b) The maximum percentage of the total weight of such wool product of any non-fibrous loading, filling, or adulterating matter.

(c) The name or the registered identification number of the manufacturer of such wool product or of one or more persons engaged in introducing such wool product into commerce, or in the offering for sale, sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and in the Wool Products Labeling Act of 1939, *Provided*, That the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939: *And, provided further*, That nothing contained in this order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: February 26, 1951.

By the Commission.

[SEAL]

D. C. DANIEL,
Secretary.

[F. R. Doc. 51-4772; Filed, Apr. 24, 1951;
8:50 a. m.]

[Docket 5810]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

JACK KLEIN, INC., ET AL.

Subpart—Misbranding or mislabeling: § 3.1190 Composition: Wool Products Labeling Act. § 3.1325 Source or origin—Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 3.1845 Composition—Wool Products Labeling Act; § 3.1900 Source or origin—Wool Products Labeling Act. In connection with the introduction or manufacture for introduction into commerce or the sale, transportation or distribution of ladies' coats or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, misbranding such products which contain, purport to contain or in any way are represented as containing "wool", "reprocessed wool" or "reused wool", as those terms are defined in said act, by failing to securely affix to or place on such products a stamp, tag, label or other means of identification showing in a clear and conspicuous manner, (a) the percentage of the total fiber weight of a wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more and (5) the aggregate of all other fibers; (b) the

maximum percentage of the total weight of such wool products of any nonfibrous loading, filling or adulterating matter; (c) the percentages in words and figures plainly legible by weight of the wool contents of such wool products where said wool product contains a fiber other than wool; (d) the name of the manufacturer of the wool product or the name of one or more persons subject to section 3 of the Wool Products Labeling Act of 1939 with respect to such wool product, or the registered identification number of such person or persons, as provided for in Rule 4 of the regulations to such act, as amended; prohibited, subject to the provision, however, that the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and to the further provision that nothing contained in the order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

(Sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45. Interprets or applies sec. 2, 54 Stat. 1128; 15 U. S. C. 68) [Cease and desist order, Jack Klein, Inc., et al., Docket 5810, Jan. 13, 1951]

In the Matter of Jack Klein, Inc., a Corporation; and Jack Klein and Herman Rothstein; Individually and as Officers of Jack Klein, Inc.

This proceeding was heard by Frank Hier, trial examiner, upon the complaint of the Commission and the substitute answer of respondents in which respondents Jack Klein, Inc., and Jack Klein individually and as an officer of said corporation admitted all the material allegations of facts set forth in said complaint and waived all intervening procedure and further hearing as to the said facts.

Thereafter the proceeding regularly came on for final consideration by the above named trial examiner, theretofore duly designated by the Commission, upon said complaint and substitute answer thereto, and said trial examiner, having duly considered the record in the proceeding and having found that the same was in the interest of the public, made his initial decision comprising certain findings as to the facts, conclusion drawn therefrom, and order to cease and desist, and order of dismissal as to respondents Herman Rothstein, individually and as an officer of respondent corporation, pursuant to and based on facts stated into the record, and agreed to by counsel on both sides and motion for such dismissal, which was made by counsel in support of the complaint and granted by said trial examiner.

No appeal having been filed from said initial decision of said trial examiner as provided for in Rule XXII, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order to cease and desist, accordingly, under the provisions of said Rule XXII, became the decision of the Commission, January 13, 1951.

The said order to cease and desist is as follows:

It is ordered, That respondents Jack Klein, Inc., a corporation, and its officers, and Jack Klein, individually and as an officer of Jack Klein, Inc., their representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation or distribution of such products in commerce, as "commerce" is defined in the aforesaid acts, do forthwith cease and desist from misbranding ladies' coats or other "wool products," as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain or in any way are represented as containing "wool," "reprocessed wool" or "reused wool," as those terms are defined in said act, by failing to securely affix to or place on such products a stamp, tag, label or other means of identification showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of a wool product, exclusive of ornamentation not exceeding five per centum of said total fiber weight of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more and (5) the aggregate of all other fibers;

(b) The maximum percentage of the total weight of such wool products of any nonfibrous loading, filling or adulterating matter;

(c) The percentages in words and figures plainly legible by weight of the wool contents of such wool product where said wool product contains a fiber other than wool;

(d) The name of the manufacturer of the wool product or the name of one or more persons subject to section 3 of the Wool Products Labeling Act of 1939 with respect to such wool product, or the registered identification number of such person or persons, as provided for in Rule 4 of the regulations to such act, as amended;

Provided, That the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; *And provided further*, That nothing contained in this order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

It is further ordered, That the complaint herein be, and the same hereby is, dismissed as to Herman Rothstein, individually and as an officer of Jack Klein, Inc.

By "Decision of the Commission and order to File Report of Compliance", Docket 5810, February 7, 1951, which announced fruition of said initial decision on January 13, 1951, report of compliance with the order was required as follows:

It is ordered, That the corporate respondent, Jack Klein, Inc., and the individual respondent Jack Klein shall, within sixty (60) days after service upon

them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: February 7, 1951.

By the Commission.

[SEAL]

D. C. DANIEL,
Secretary.

[F. R. Doc. 51-4773; Filed, Apr. 24, 1951;
8:50 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter I—Home Loan Bank Board, Housing and Home Finance Agency

Subchapter D—Federal Savings and Loan Insurance Corporation

[No. 4169]

PART 166—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION NOTES, BONDS, DEBENTURES, AND OTHER OBLIGATIONS

SALE OF OBLIGATIONS TO THE PUBLIC

Resolved that, pursuant to Part 108 of the general regulations of the Home Loan Bank Board (24 CFR Part 108) and § 167.1 of the rules and regulations for insurance of accounts (24 CFR 167.1), Part 166 of the rules and regulations for insurance of accounts (24 CFR Part 166) is hereby repealed, effective April 25, 1951.

Resolved further that inasmuch as section 6 of Public Law No. 576, 81st Congress, approved June 27, 1950, provided for the Federal Savings and Loan Insurance Corporation to obtain funds through borrowing from the Treasury of the United States rather than from the public and as section 5 of Public Law No. 797, 81st Congress, approved September 21, 1950, authorized payment of insurance by cash in lieu of negotiable non-interest bearing debentures and since there are no obligations now outstanding under the provisions of Part 166 of the rules and regulations for insurance of accounts (24 CFR Part 166), the Home Loan Bank Board hereby finds that the repeal of said Part 166 of the rules and regulations for insurance of accounts may be effected under the provisions of § 108.11 of the general regulations of the Home Loan Bank Board (24 CFR 108.11) and that deferment of the effective date would serve no useful purpose.

(Sec. 402, 48 Stat. 1256, as amended, Reorg. Plan No. 3 of 1947, 12 F. R. 4981, 3 CFR 1947 Supp. 61 Stat. 954; 12 U. S. C. 1725, 5 U. S. C. 133y-16. Interprets or applies sec. 6, 64 Stat. 258, sec. 5, 64 Stat. 894; 12 U. S. C. 1725, 1728)

Dated: April 19, 1951.

By the Home Loan Bank Board.

[SEAL]

J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 51-4774; Filed, Apr. 24, 1951;
8:50 a. m.]

TITLE 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

Subchapter I—Irrigation Projects; Operation and Maintenance

PART 130—OPERATION AND MAINTENANCE CHARGES

CROW INDIAN IRRIGATION PROJECT, MONTANA

APRIL 17, 1951.

On March 9, 1951, there was published in the daily issue of the FEDERAL REGISTER a notice of intention to modify § 130.13 (a), (b), (c), and (d) of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Crow Indian Irrigation Project, not subject to the jurisdiction of the several irrigation districts. Interested persons were given opportunity to participate in the preparation of the proposed amendments by submitting their views and data or arguments in writing to the Area Director within 30 days from the date of publication of the notice. No objections or data concerning the modification having been received, § 130.13 is amended as follows, to be effective for the season of 1951 and thereafter until further order:

§ 130.13 *Payment.* The charges as fixed in § 130.12 shall become due on April 1 of each year, and are payable on or before that date. To all charges, which are not paid on July 1 following the due date, there shall be added a penalty of one-half of 1 percent per month, or fraction thereof, from the due date, April 1, so long as the delinquency continues. No water shall be delivered until such charges have been paid.

(Secs. 1, 3, 36 Stat. 270, 272, as amended; 25 U. S. C. 385)

PAUL L. FICKINGER,
Area Director.

[F. R. Doc. 51-4741; Filed, Apr. 24, 1951;
8:45 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

APRIL 17, 1951.

On March 9, 1951, there was published in the daily issue of the FEDERAL REGISTER notice of intention to modify § 130.20 (a), (b) and (c) of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Flathead Indian Irrigation Project not subject to the jurisdiction of the several irrigation districts. Interested parties were thereby given opportunity to participate in the preparation of these amendments by submitting their views, data or arguments to the Area Director within 30 days of the publication of this notice of intention. No objections having been received § 130.20 is modified to read as follows, to be effective for the season of 1951 and thereafter until further notice:

§ 130.20 *Payment.* The charges as fixed in §§ 130.16 and 130.17 shall become

due April 1 and are payable on or before that date. To all charges which are not paid on July 1 following the due date, there shall be added a penalty of one-half of 1 percent per month, or fraction thereof, from the due date, April 1, so long as the delinquency continues. No water will be delivered until such charges have been paid.

(Secs. 1, 3, 36 Stat. 270, 272, as amended; 25 U. S. C. 385)

PAUL L. FICKINGER,
Area Director.

[F. R. Doc. 51-4740; Filed, Apr. 24, 1951;
8:45 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

FORT BELKNAP INDIAN IRRIGATION PROJECT, MONTANA

APRIL 17, 1951.

On March 8, 1951, there was published in the daily issue of the FEDERAL REGISTER notice of intention to modify §§ 130.30 and 130.31 of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Fort Belknap Indian Irrigation Project, Montana. Interested persons were thereby given opportunity to participate in preparing the amendments by submitting data or written arguments within 30 days from date of publication of the notice.

A formal protest in the form of a resolution of April 7, 1951, by "The Fort Belknap Indian Community" as a Tribal Corporation was received. The five enumerated reasons for objecting to the "notice of intent" were considered invalid. Accordingly §§ 130.30 *Charges* and 130.31 *Payment* are hereby amended as follows, to be effective for the season of 1951 and thereafter until further order:

§ 130.30 *Charges.* Pursuant to the provisions of the acts of August 1, 1914, and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387), the basic annual charge for operation and maintenance against the irrigable lands to which water can be delivered and beneficially applied under the constructed works of the Fort Belknap Indian irrigation project in Montana, including the lands operated as a tribal farming and livestock enterprise, is hereby fixed at \$1.75 per acre for the year 1951 and thereafter until further notice.

§ 130.31 *Payment.* The annual charges fixed in § 130.30 shall become due on April 1 of each year, are payable on or before that date, and any assessment remaining unpaid after the due date shall stand as a first lien against the land. The delivery of water shall be refused to all tracts of land for which the charges have not been paid. Any delinquent charges against land in non-Indian ownership and Indian lands under lease to non-Indians shall be subject to a penalty of one-half of one percent per month or fraction thereof from the due date until paid.

Section 130.31a *Water users responsible for water after delivery* shall remain in effect as heretofore promulgated.

(Secs. 1, 3, 36 Stat. 270, 272, as amended; 25 U. S. C. 385)

PAUL L. FICKINGER,
Area Director.

[F. R. Doc. 51-4742; Filed, Apr. 24, 1951;
8:45 a. m.]

PART 130—OPERATION AND MAINTENANCE CHARGES

WIND RIVER INDIAN IRRIGATION PROJECT, WYOMING

APRIL 17, 1951.

On March 8, 1951, there was published in the daily issue of the *FEDERAL REGISTER* a notice of intention to modify §§ 130.95 *Charges* and 130.96 *Payment* of Title 25, Code of Federal Regulations dealing with irrigable lands of the Wind River Indian Irrigation Project. Interested persons were thereby given opportunity to participate in the preparation of the proposed amendments by submitting their views, data or arguments to the Area Director within 30 days from the date of publication of the notice. No objection or other data concerning the amendments having been received, the said sections are amended as proposed, to be effective for the calendar year 1951 and thereafter until further notice:

§ 130.95 *Charges*. In compliance with the provisions of the act of August 1, 1914 (38 Stat. 582, 25 U. S. C. 385), the operation and maintenance charges for the lands under the Wind River Irrigation Project, Wyoming, for the calendar year 1951 and subsequent years until further notice, are hereby fixed at \$1.80 per acre for the assessable area under constructed works on the Diminished Wind River Project and at \$2.50 per acre on the Ceded Wind River Project; except in the case of all irrigable trust patent Indian land which is within the Ceded Reservation and which is benefited by the Big Bend Drainage District where an additional assessment of \$0.45 (45 cents) per acre is hereby fixed.

§ 130.96 *Payment*. The charges as fixed in § 130.95 shall become due April 1 of each year and are payable on or before that date. To all charges which are not paid on July 1 following the due date, there shall be added a penalty of one-half of 1 percent per month or fraction thereof, from the due date, April 1, so long as the delinquency continues. No water shall be delivered until such charges have been paid.

(Secs. 1, 3, 36 Stat. 270, 272 Stat, as amended; 25 U. S. C. 385)

PAUL L. FICKINGER,
Area Director.

[F. R. Doc. 51-4739; Filed, Apr. 24, 1951;
8:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter B—Claims and Accounts

PART 532—PAYMENTS ON BEHALF OF MENTALLY INCOMPETENT PERSONNEL

RETIRED AND RETIREMENT PAY

Paragraph (c) (5) of § 532.2 is amended to read as follows:

§ 532.2 Retired and retirement pay.

(c) Persons who may be designated trustees.

(5) Any person or persons without regard to those listed in subparagraphs (1) through (4) of this paragraph and without regard to the order of preference deemed by the Finance Officer, Washington Finance Office, U. S. Army, to be in the best interests of the mentally incompetent member.

[C 1, SR 35-1360-1, Apr. 6, 1951] (Sec. 3, Pub. Law 569, 81st Cong.)

[SEAL] EDWARD F. WITSELL,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 51-4769; Filed, Apr. 24, 1951;
8:50 a. m.]

Subchapter F—Personnel

PART 577—MEDICAL AND DENTAL ATTENDANCE

PERSONS ELIGIBLE TO RECEIVE MEDICAL CARE AT ARMY MEDICAL TREATMENT FACILITIES

A new paragraph (hh) is added to § 577.15 as follows:

§ 577.15 *Persons eligible to receive medical care at Army medical treatment facilities.*

(hh) Civilian seamen in the service of vessels operated by the Department of the Army on presentation of a certificate from the master or other appropriate administrative authority (which may be dispensed with only in emergencies), not including Bureau of Employees' Compensation beneficiaries, for a reasonable time and except for injuries or diseases resulting from their own misconduct: *Provided*, That, except in emergencies, those entitled to care by the United States Public Health Service will be admitted only when facilities of that service are not available. A seaman is in the service of a vessel, although not on board and not engaged in his duties, as long as he is under the power and jurisdiction of competent Department of the Army authorities. Cases of traumatic injury or occupational disease incurred in the course of employment should be treated as Bureau of Employees' Compensation beneficiaries.

[C 2, AR 40-506, Apr. 5, 1951] (R. S. 161; 5 U. S. C. 22)

[SEAL] EDWARD F. WITSELL,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 51-4770; Filed, Apr. 24, 1951;
8:50 a. m.]

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter II—Forest Service, Department of Agriculture

PART 231—GRAZING

CONSTITUTING AND ELECTING LOCAL ADVISORY BOARDS

Notice has been published in accordance with section 18 of the Act of April

24, 1950 (Public Law 478, 81st Cong., 2d Sess.), stating the terms of proposed Regulation G-10 governing the constituting and electing of local advisory boards (15 F. R. 7525, November 9, 1950).

The local advisory board for each area that will be affected by said regulation has been afforded an opportunity to file data, views or recommendations pertaining to the proposed regulation, due consideration has been given to relevant matter presented, and certain revisions based upon such data, views or recommendations have been made in the proposed regulation.

In consideration of the foregoing, the following regulation is hereby issued:

§ 231.10 *Local Advisory Boards—(a) Functions delegated to Forest Service.* The authorities, powers, functions, and duties vested in the Secretary of Agriculture by Section 18 of the Act of April 24, 1950 (Public Law 478, 81st Cong., 2d Sess.), are being delegated to the Forest Service to be exercised by the Chief thereof and such officers and employees as he may designate. The Chief and his designees are being authorized and directed to issue such instructions to the officers and employees of the Forest Service with respect to local advisory boards as may be necessary to carry out this regulation and to deal with such local advisory boards.

(b) *Petitions for Local Advisory Boards.* A majority of the grazing permittees of any national forest or administrative subdivision thereof may file with the forest supervisor a petition that a local advisory board, as provided for in section 18 of the act of April 24, 1950 (Public Law 478, 81st Cong., 2d Sess.), be constituted and elected to function with respect to the management and administration of the grazing resource of such national forest or administrative subdivision thereof and on behalf of the grazing permittees thereof. Such petitions shall set forth:

(1) The area for which the local advisory board is desired;

(2) The number of members (not less than 3 nor more than 12) of which the petitioners desire that the local advisory board shall consist;

(3) Such other information as the petitioners desire to have considered in connection with the constituting and electing of the local advisory board which may include an expression of the desires of the petitioners (i) as to whether the several members of the board should be elected from and within various zones of the national forest or administrative subdivision thereof with respect to which the board is to be established, or whether such members should be elected from such national forest or administrative subdivision thereof as a whole; (ii) as to whether the several members of the board should be elected from and by the different kinds of grazing permittees; and (iii) as to the manner in which the election of the members of the board shall be held; that is, by a vote at an assembly of the permittees, by ballot at various polling places, or otherwise.

(c) *Constituting and electing Local Advisory Board.* (1) Upon receipt of a petition pursuant to the provisions of paragraph (b) of this section the forest

supervisor shall examine the petition and determine the validity of the signatures thereon and whether or not a majority of the grazing permittees of the national forest or administrative subdivision thereof covered by the petition has signed the same. If a majority of such grazing permittees has not signed the petition the forest supervisor shall reject it. If a majority of such grazing permittees has signed the petition the forest supervisor shall determine, if the petition covers less than a national forest, whether or not the area covered thereby constitutes a feasible administrative subdivision of the national forest, taking into consideration the size and location of the area, the number of grazing permittees thereon, the number and kind of livestock grazing thereon, and such other factors as he may deem appropriate. If the petition covers less than a national forest, and if the forest supervisor determines that the area covered thereby is a feasible administrative subdivision of the national forest or if the petition covers a national forest, the forest supervisor shall determine:

(i) The number (not less than 3 nor more than 12) of members which the local advisory board shall consist of, taking into consideration the desires of the grazing permittees as expressed in the petition and as otherwise ascertained by the forest supervisor, the size of the area for which the board is to be constituted, the number of permittees thereon, the number and kind of livestock grazed thereon, and such other factors as he may deem appropriate;

(ii) Whether the members of the board shall be elected from and within various zones of the area for which the board is to be established or from the area as a whole, and whether the members of the board shall be elected to represent various interests of the grazing permittees, taking into consideration the desires of the permittees, as expressed in the petition and as otherwise ascertained by the forest supervisor, the size, location, and dispersal of the area for which the board is to be constituted, the number and dispersal of the grazing permittees on such area, the number and kind of livestock grazed thereon, and such other information as he may deem appropriate;

(iii) The manner in which the members of the local advisory board are to be nominated and elected, taking into consideration the desires of the grazing permittees of the area for which the board is to be constituted as expressed in the petition and as otherwise ascertained by the forest supervisor, the number of members of which the board is to consist, the number and places of residence of the grazing permittees on such area, and such other factors as he may deem appropriate.

(2) Such determinations shall be announced to the grazing permittees on the area for which the local advisory board is to be constituted, and the election of the members of the board shall be called within 60 days from the date the petition is received by the forest supervisor: *Provided*, That if nominations are provided for in advance of the date of the election

such nominations shall be made and announced at least 10 days prior to the date of the election. Grazing permittees of the area for which the board is to be constituted shall be eligible to vote in the election. All persons nominated and elected as members of the local advisory board shall be grazing permittees in the area for which such board is constituted, except that a wildlife representative may be appointed as a member of such board by the State Game Commission or the corresponding public body of the State in which the advisory board is located to advise on wildlife problems, but such representative shall not be a voting member of the board.

(3) The forest supervisor or his designee shall ascertain and announce the results of the election of the members of the local advisory board.

(4) Each elected member of the board and the appointed wildlife representative shall hold office for a term of three years or until his successor has been elected and qualified: *Provided, however*, that grazing permittees elected members of the board at the first election shall be divided as evenly as may be into three groups, by the forest supervisor, one group to hold office one year, one group to hold office two years, and one group to hold office three years. The members to be assigned to each group shall be determined by lot. Thereafter each newly elected member will serve three years. Vacancies shall be filled for an unexpired term. The election of members to fill unexpired terms or for succeeding full terms shall be in same manner in which the original members of the board were elected, unless the forest supervisor, in announcing any such election, shall, after consideration by him of any changes in circumstances or other factors as may have occurred, provide for a different manner.

(5) A member of the local advisory board shall not receive from the Federal Government any compensation for his services or expenses incurred in the discharge of his duties.

(6) The members of the board shall designate a chairman and secretary and may, from time to time, change such designations.

(7) The board shall meet at least annually, with quorum present, and at such time or times as its members may determine or on call of the chairman thereof or the forest supervisor or his designee.

(8) The board, in its discretion, may, with the concurrence of the forest supervisor, and shall, upon a petition signed by two-thirds of the grazing permittees of the area which the board represents, remove from office any board member for failure to perform his duties as a board member.

(9) Any board may be dissolved by a two-thirds majority vote of the qualified grazing permittees of the area which the board represents by using the same procedure of petition and election that was used when the board was originally constituted and elected.

(Sec. 18, Pub. Law 478, 81st Cong.)

In testimony whereof I have hereunto set my hand and caused the official seal of the United States Department of

Agriculture to be affixed in the city of Washington, D. C., this 14th day of April 1951.

[SEAL]

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4583; Filed, Apr. 24, 1951;
8:45 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 6—SUPPLY CONTRACTS: SERVICE PROPERTY: TELEGRAMS

MISCELLANEOUS AMENDMENTS

a. In § 6.1 *Purchases and contracts for supplies and services* amend paragraph (a) as follows:

1. Strike out "\$100" wherever it appears therein and insert in lieu thereof "\$500".

2. Amend the legislative citation at the end of subparagraph (3) to read: "(R. S. 3709, as amended; 41 U. S. C. 5; sec. 502 (e), Pub. Law 152, approved June 30, 1949, and sec. 8 (c) Pub. Law 754, approved Sept. 5, 1950.)"

b. In § 6.5 *Contracts* paragraph (e) *Exchangeable items* is rescinded.

c. In § 6.8 *Purchasing and the Purchasing Agent* make the following changes:

1. Rescind paragraph (a).
2. Add a note to paragraph (b) to read:

NOTE: Reorganization Plan No. 3 of 1949 abolished the statutory office of Purchasing Agent for the Post Office Department and transferred to the Postmaster General the duties vested by law in the Purchasing Agent. By Order No. 41305, dated August 20, 1949, the Postmaster General established the administrative office of Purchasing Agent and assigned to the Purchasing Agent the duties previously vested in him by law.

(R. S. 161, 396, secs. 304, 309, 42 Stat. 24, 25;
5 U. S. C. 22, 369)

[SEAL]

V. C. BURKE,
Acting Postmaster General.

[F. R. Doc. 51-4743; Filed, Apr. 24, 1951;
8:45 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicle

PART 205—REPORTS OF MOTOR CARRIERS

MOTOR CARRIER ANNUAL REPORT FORM C (OTHER THAN CLASS I CARRIERS OF PAS- SENGERS)

At a session of the Interstate Commerce Commission held in its office in Washington, D. C., on the 7th day of March A. D. 1951.

The matter of annual reports from motor carriers of passengers other than Class I carriers being under consideration:

It is ordered, That the order dated February 14, 1950, in the matter of annual reports from motor carriers of passen-

gers other than Class I (49 CFR 205.4) be, and it is hereby modified with respect to annual reports for the year ended December 31, 1950, and subsequent years, as follows:

§ 205.4 *Annual reports of carriers of passengers other than Class I carriers.* Each Common and Contract Motor Carrier of Passengers other than Class I carriers (49 CFR 181.02-1) shall file an

annual report for the year ending December 31, 1950, and for each succeeding year until further order, in accordance with Motor Carrier Annual Report Form C which is hereby approved and made a part of the order.¹ The annual report shall be filed in the Bureau of Transport Economics and Statistics, Interstate Commerce Commission, Washington, D. C., on or before April 30 of the year following the one to which it relates.

(49 Stat. 546, as amended; 49 U. S. C. 304. Interprets or applies 49 Stat. 563, as amended; 49 U. S. C. 320)

Note: Budget Bureau No. 60-R-267.2. Approval expires 8-30-51.

By the Commission, Division 1.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 51-4766; Filed, Apr. 24, 1951; 8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry

[9 CFR, Part 131]

HANDLING OF ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

APPROVAL OF BUDGET AND FIXING OF RATES OF ASSESSMENT FOR CALENDAR YEAR 1951

Consideration is being given to the approval of a budget of expenses of the Control Agency established under the marketing agreement and the marketing order (9 CFR 131.1 et seq.), regulating the handling of anti-hog-cholera serum and hog-cholera virus, and the fixing of the rate of assessment to be paid by handlers, for the calendar year 1951, as follows:

(1) The expenses which will necessarily be incurred by the Control Agency, established pursuant to the provisions of the marketing agreement and of the marketing order, for the maintenance and functioning of said Agency during the calendar year 1951, will amount to \$38,540.00 under the recommendation of the Control Agency, from which shall be deducted the unexpended balance of \$6,829.86 on hand with said Control Agency on January 1, 1951, from assessments collected during the calendar year 1950, leaving a balance of \$31,710.14 to be collected during the calendar year 1951, and (2) of the amount of \$31,710.14 to be collected during the calendar year 1951, the sum of \$23,211.82 shall be assessed against handlers who are manufacturers, and \$8,498.32 shall be assessed against handlers who, as distributors, market their products principally through veterinarians or other channels. The pro rata share of the expenses of the Control Agency to be paid for the calendar year 1951 by each handler who is a manufacturer shall be \$11.34 per million cubic centimeters (determined by the nearest whole number) of hyperimmune blood collected by such handler during the calendar year 1950 and the pro rata share of such expenses to be paid for the calendar year 1951 by each handler who, as a distributor, markets his products principally through veterinarians or other channels shall be \$25.00 for the first million cubic centimeters or fraction thereof and \$5.80 for each additional million cubic centimeters or fraction thereof of serum sold by such handler. Such assessments shall be paid by each

respective handler in accordance with the applicable provisions of the marketing agreement and order.

Terms. As used herein, the terms "handler", "manufacturer", "distributor", and "serum" shall have the same meaning as is given to each such term in said marketing agreement and marketing order.

Interested parties may obtain copies of the budget mentioned herein from the Executive Secretary of the Control Agency, 512 Porter Building, Kansas City, Missouri.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid considerations shall file the same with the Hearing Clerk, Room 1353, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents shall be filed in quadruplicate.

(49 Stat. 781; 7 U. S. C. 851 et seq.)

Issued this 19th day of April 1951.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4759; Filed, Apr. 24, 1951; 8:48 a. m.]

Production and Marketing Administration

[17 CFR, Part 70]

ADMINISTRATION OF POULTRY INSPECTION WHERE A FEDERAL-STATE SERVICE IS DESIRED

NOTICE OF PROPOSED INSTRUCTIONS

Notice is hereby given that the Administrator is proposing the issuance, as hereinafter set forth, of instructions governing administration of poultry inspection where a Federal-State service is desired. This action is desirable in order that States, which enter into cooperative agreements with the Administration for the conduct of poultry inspection service on a cooperative Federal-State basis, may know the procedures of the Administration with respect to the manner in which such services are to be administered. This action is being taken under the regulations governing the grading and inspection of poultry and edible products thereof and United

¹ Filed as a part of the original document.

States specifications for classes, standards, and grades with respect thereto, which regulations will be issued as Part 70 of the Code of Federal Regulations, pursuant to the Agricultural Marketing Act of 1946 (60 Stat. 1087; 7 U. S. C. 1621 et seq.) and the Department of Agriculture Appropriation Act 1951 (Pub. Law 759, 81st Cong., approved September 6, 1950).

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed instructions should file the same in triplicate with the Chief of the Marketing Services Division, Poultry Branch, Production and Marketing Administration, United States Department of Agriculture, Room 2099 South Building, Washington 25, D. C., not later than the close of business on the 15th day after publication of this notice in the FEDERAL REGISTER.

The proposal is as follows:

§ 70.305 *Instructions governing administration of poultry inspection where a Federal-State service is desired—(a) Basis of providing Federal-State inspection service.* Inspection service rendered pursuant to the regulations governing the grading and inspection of poultry and edible products thereof (Subpart B of this part) may be furnished on a Federal basis or on a Federal-State basis as provided herein. Inspection service in accordance with the regulations shall be furnished on a Federal basis in any State where arrangements have not been made with cooperating State agencies for service on a Federal-State basis. Inspection service shall be furnished on a Federal-State basis in any State in which the cooperating State agency makes a request, and becomes a party to a cooperative agreement which provides for such Federal-State service. Such cooperating parties within the State may be any responsible and qualified agency interested in promoting orderly marketing of poultry products.

(b) *Supervision.* All inspection service which is provided under the aforesaid regulations and cooperative agreements shall be technically and administratively supervised by the Production and Marketing Administration (hereafter referred to as PMA) through its national and regional supervisory organization. It shall be the responsibility of PMA to determine that the services rendered pursuant to any cooperative agreement under the regulations are conducted in a

satisfactory manner, that the actual post-mortem inspection of poultry is adequate, and that uniform procedures and policies are followed in all plants in accordance with the requirements of the regulations. In a State where a Federal-State supervisor of inspection is provided, this supervisor shall be immediately responsible for the activities within the State. However, any supervisory official of PMA at a higher administrative level shall have the authority to observe independently of or in conjunction with the Federal-State supervisor, any particular station or the official activities of any particular inspector at any time he deems it advisable; and shall have the authority to supervise such activities as may be desirable and necessary. Supervisory direction should be applied through the Federal-State supervisor.

(c) *Federal-State inspection service when provided, shall be subject to the following conditions—*(1) *Regulations.* The regulations of the Secretary of Agriculture governing the grading and inspection of poultry and edible products thereof and instructions of the Administrator governing the inspection of products shall apply to both Federal-State inspection service and to Federal inspection service. PMA shall assume the responsibility for developing the regulations and any instructions issued pursuant thereto and for the supervision of inspection work carried on under the service.

(2) *Qualifications of Federal-State supervisor.* The Federal-State supervisor of inspection service shall meet the following qualifications.

(i) He shall have a veterinary degree from an accredited school.

(ii) He shall have such technical knowledge, aptitudes, attitudes, experience, and administrative and supervisory ability as will qualify him for satisfactorily performing the duties of a Federal-State supervisor. These qualifications shall be checked by and be acceptable to PMA.

(iii) He shall have had experience in the Federal poultry inspection service or have successfully completed a course of training at an interne station which is under the supervision of the Federal poultry inspection service of PMA.

(iv) He shall be given a joint Federal-State or a full Federal appointment.

(v) He shall perform supervisory functions in a manner satisfactory to PMA. The Federal-State supervisor may at the discretion of PMA be removed from his position and replaced by another qualified employee whenever such action is in the best interests of PMA.

(3) *Duties of the Federal-State supervisor.* The Federal-State supervisor of inspection service shall be responsible for the supervision and proper conduct of inspection service within the State or States to which he is assigned. He may be assigned to supervise inspection service in a single State or in two or more adjoining States providing this is agreed to by PMA and the cooperating agencies in such States, except that a Federal-State supervisor shall not have more than 35 plants under his supervision. He shall examine each prospective State

inspector and recommend acceptable applicants for a license. Such recommendation shall be in writing and be accompanied by a statement of the qualifications of the applicant. He shall be responsible for making surveys of plants applying for service within his State and present his recommendation for action on such applications in writing accompanied by appropriate supporting evidence to the Federal office of the inspection service. The assignment of State employed inspectors to plants shall be mutually agreeable to the State agency and PMA. Insofar as practicable inspectors will not be assigned to plants where they have been previously employed.

(4) *Employment and licensing of State inspectors.* (i) The cooperating State agency shall assume responsibility for recruitment and employment of State inspectors for plants under the Federal-State Service, and the salaries of such inspectors shall be paid by the State. Such inspectors may be employed only when licensed by PMA, and it shall be understood that PMA shall have the authority to withdraw such license at any time (and thus terminate the services of any such inspector), in accordance with the provisions of the regulations. The licensed State inspector shall not under any circumstances, while a licensed inspector, accept employment, money or remuneration of any kind from the company to which assigned.

(ii) Each prospective State inspector shall complete a period of training under the immediate supervision of a Federally employed training supervisor. The license issued to the prospective State inspector shall be a limited license authorizing him to perform inspection work only under the supervision of the inspector-in-charge of the station to which he is assigned. A license authorizing the State inspector to serve as inspector-in-charge of a station may be issued when it has been determined by the officer-in-charge of the poultry grading and inspection service of PMA that the inspector is qualified for such a position.

(5) *Duties of State-employed inspectors.* The duties of the State-employed inspectors shall be the same as the duties of Federally-employed inspectors. Inspectors shall make proper, accurate and adequate post-mortem examinations of poultry carcasses and shall thoroughly familiarize themselves with and adhere to the inspection procedures and the applicable provisions of the Federal regulations governing inspection service.

(6) *Replacement of Federal inspectors.* When Federal-State inspection service is inaugurated in a State, and when such service will replace Federal inspection service furnished in the State at that time, the replacement of Federal inspectors by State inspectors shall not be carried out until satisfactory transfers of the Federal inspectors to plants out of the State can be accomplished by PMA.

(7) *Collection of fees.* Either the cooperating State agency or PMA, as agreed upon, may assume the responsibility for the collection of all fees for Federal-State inspection service in the State. The contract providing for Federal-State inspection service shall be between each

firm under Federal-State inspection service and the agency responsible for the collection of fees, and each such contract, in either case, shall be approved or concurred in by PMA.

(8) *Reimbursement of PMA by State cooperating agency.* When the cooperating State agency assumes the responsibility for the collection of fees, it shall reimburse PMA from fees collected or from State appropriations, or both, for the following:

(i) An amount equal to that part of the Federal-State supervisor's salary paid by PMA.

(ii) An amount equal to salaries of any Federally employed inspectors who perform inspection service in any plant operating under Federal-State inspection service, such salary costs to cover the periods of such assignments. (Such assignments to meet emergency needs only.)

(iii) An amount to cover accrued leave both annual and sick and travel costs incurred by persons referred to in subdivisions (i) and (ii) of this subparagraph, during periods such persons are performing Federal-State service.

(iv) An amount sufficient to cover overhead, general supervision and other costs and expenses incurred by the Administration in rendering the inspection service.

(9) *Reimbursement of cooperating State agency by PMA.* When PMA assumes the responsibility for the collection of fees, it shall reimburse the cooperating State agency for the salaries of the State inspectors, for periods during which such inspectors perform Federal-State inspection service, and for such annual and sick leave as may be authorized by the State, and agreed to by PMA.

(10) *Additional provisions.* The cooperating State agency shall, without cost to PMA, furnish office space, office furniture and equipment, heat, light, clerical assistance, and telephone service for use by the Federal-State supervisor.

(Pub. Law 759, 81st Cong., approved Sept. 6, 1950)

Issued at Washington, D. C. this 19th day of April 1951.

[SEAL] JOHN I. THOMPSON,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 51-4793; Filed, Apr. 24, 1951; 8:53 a. m.]

17 CFR, Parts 904, 934, 947, 996, 999

HANDLING OF MILK IN GREATER BOSTON, LOWELL-LAWRENCE, FALL RIVER, SPRINGFIELD AND WORCESTER, MASS., MILK MARKETING AREA

CONSIDERATION OF EQUIVALENT PRICE DETERMINATION UNDER PROVISION OF ORDER, NOW IN EFFECT

Notice is hereby given that pursuant to the applicable provisions of the Agriculture Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), consideration is being given to the determi-

nation of a price equivalent to the weighted average price for 40-quart cans of 40 percent bottling quality cream, f. o. b. Boston referred to in §§ 904.7 (b) (1) and 904.9 (d) of the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts, milk marketing area; §§ 934.41 and 934.63 of the order as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area; § 947.6 (b) (1) and (c) of the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area; §§ 996.7 (b) (1) and 996.9 (d) of the order, as amended, regulating the han-

dling of milk in the Springfield, Massachusetts, marketing area, and §§ 999.7 (b) (1) and 999.9 (d) of the order, as amended, regulating the handling of milk in the Worcester, Massachusetts, marketing area. In view of the decreasing volume of cream received at Boston from sources outside New England, the United States Department of Agriculture may not publish the aforesaid price during one or more price reporting periods in the immediate future.

In accordance with the Administrative Procedure Act (5 U. S. C. 1001 et seq.), all persons who desire to submit oral or written data, views, or arguments with respect to the necessity for the action

under consideration will be given an opportunity to do so at a public meeting to be held in Room 403, 230 Congress Street, Boston, Massachusetts, at 10:00 a. m., e. s. t., April 26, 1951.

The Director of the Dairy Branch is hereby authorized to designate the person, or persons, to preside at the aforesaid public meeting.

Issued at Washington, D. C. this 20th day of April 1951.

[SEAL]

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4794; Filed, Apr. 24, 1951; 8:53 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

WYOMING

CLASSIFICATION ORDER

APRIL 13, 1951.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 427, dated August 16, 1950, 15 F. R. 5639, I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. section 682a), as hereinafter indicated, the following described lands in the Cheyenne, Wyoming, land district, embracing approximately 80 acres,

WYOMING SMALL TRACT CLASSIFICATION No. 9

For lease and sale for homestead purposes only:

T. 21 N., R. 87 W., 6th Principal Meridian, Wyoming, Sec. 8, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Excepting therefrom the area embraced within right-of-way for U. S. Highway No. 287, which covers lots 158 to 160 inclusive, and lot 161, as indicated on legal plat of survey by the Bureau of Land Management, approved June 12, 1950, copies of which are on file and may be viewed at the office of the Manager of the Land and Survey Office, Cheyenne, Wyoming, and also at the office of the Area Manager of the Bureau of Land Management, Rawlins, Wyoming.

Lots available for lease and sale are numbered consecutively from 1 to 157.

Lots 158, 159, 160, 161 are not available for lease or sale.

2. The above described public domain lands adjoin the northern limits of the city of Rawlins, Wyoming. Public utilities including water, electricity, sewage, and city streets lie adjacent to these public lands at the southeast corner of section 8. U. S. Highway No. 287 bisects the lands in a general northeasterly and southwesterly direction. Schools, stores, and other facilities are available in the city of Rawlins which has a population of 7,400. The land is gently rolling to hilly with soils ranging from clay loam to gravelly and rocky loams. The native vegetation consists primarily of sage-

brush with some scattered grass. There is no timber upon the land nor any evidence of metallic or non-metallic minerals.

3. As to applications regularly filed prior to 10:00 a. m., m. s. t., December 9, 1946, which are for the type of site for which the land is classified, this order shall become effective upon the date it is signed.

4. As to the land not covered by applications referred to in paragraph 3, this order shall not become effective to permit leasing under the Small Tract Act until 10:00 a. m., June 1, 1951. At that time such land shall, subject to valid existing rights, become subject to applications as follows:

(a) Ninety-day preference period for qualified veterans of World War II from 10:00 a. m., June 1, 1951, to close of business August 29, 1951.

(b) Advance period for veterans' simultaneous filings from 10:00 a. m., December 9, 1946, to close of business August 29, 1951.

5. Any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the public generally, commencing at 10:00 a. m., August 30, 1951.

(a) Advance period for simultaneous non-preference filings from 10:00 a. m., December 9, 1946, to close of business August 29, 1951.

6. Applications filed within the periods mentioned in paragraphs 4 (b) and 5 (a) will be treated as simultaneously filed.

7. A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service, which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service as veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their application by duly corroborated statements in support

thereof, setting forth in detail all facts relevant to their claims.

8. All of the land will be leased in tracts as specified on the approved plat of survey dated June 12, 1950, covering the area. Tracts average from a third to a half acre in size. Preference right leases referred to in paragraph 3 will be issued provided the tract applied for conforms or is made to conform to the area and dimension specified herein as shown on the approved plat of survey.

9. Leases for the lots numbered consecutively from 1 to 157, as shown on the approved plat of survey, will be for a period of three years at an annual rental of \$5.00 payable for the entire lease period in advance of the issuance of the lease.

10. Lessees under the Small Tract Act of June 1, 1938, will be required, within a reasonable time after execution of the lease, to construct upon the leased land, to the satisfaction of the appropriate officer of the Bureau of Land Management authorized to sign the lease, improvements which, in the circumstances, are presentable, substantial, and appropriate for the use for which the lease is issued. Leases will contain an option to purchase the tract at or after the expiration of one year from the date the lease is issued, provided the terms and conditions of the lease have been met.

Lots are appraised as follows:

Lots 1, 48, 56, 62, 71, 72, 73, 82, 83, 100, 101, 127, 128, 157, \$60 each;

All other available lots, \$40 each;

Applications for purchase may be filed at or after the expiration of one year from the date the lease issued, provided that improvements appropriate to the purpose for which the lease is issued, and which meet with the approval of the Regional Administrator, shall have been constructed upon the lands prior to the filing of the application for purchase.

11. Lessees and/or their successors in interest shall comply with all Federal, State, County and municipal laws and ordinances, especially those governing health and sanitation, and failure or refusal to do so may be cause for cancellation of the lease in the discretion of the authorized officer of the Bureau of Land Management.

12. The leases will be made subject to rights-of-way for road purposes and public utilities along lot boundaries as follows:

Lots 1 through 14, and 16 through 21: 16 feet wide on the north and 40 feet wide on the south;

Lot 15: 20 feet wide on the east, 40 feet wide on the south, and 16 feet wide on the north;

Lot 22: 16 feet wide on the north, and 40 feet wide on the west and south;

Lot 23: 40 feet wide on the west, north, and east;

Lots 24 through 28: 40 feet wide on the east and west;

Lots 29, 39, 57 and 68: 40 feet wide on the west and north, and 8 feet wide on the east;

Lots 49 and 63: 8 feet wide on the west and 40 feet wide on the north and east;

Lot 34: 8 feet wide on the west; 40 feet wide on the north, and 50 feet wide on the east;

Lots 30, 31 and 32: 40 feet wide on the west and 8 feet wide on the east;

Lot 33: 40 feet wide on the west, 18 to 19 feet wide on the south and 8 feet wide on the east;

Lots 35, 36, and 37: 8 feet wide on the west and 50 feet wide on the east;

Lot 38: 8 feet wide on the west, 19 to 20 feet wide on the south and 50 feet wide on the east;

Lots 40 through 47: 30 feet wide on the west and 8 feet wide on the east;

Lot 48: 30 feet wide on the west;

Lots 50 through 56: 8 feet wide on the west and 40 feet wide on the east;

Lots 58, 59, 60, 61, and 69: 40 feet wide on the west and 8 feet wide on the east;

Lot 62: 40 feet wide on the west;

Lots 64, 65, and 66: 8 feet wide on the west, and 40 feet wide on the east;

Lot 67: 8 feet wide on the west;

Lot 70: 40 feet wide on the west;

Lot 71: 8 feet wide on the west, and 40 feet wide on the north;

Lot 72: 40 feet wide on the east and south;

Lot 73: 8 feet wide on the south;

Lots 74, 75, 85, 86, 87, 88, 89, 102, 103, 104, 105, 108 through 112, 128 through 134, and 137 through 141: 40 feet wide on the north and 8 feet wide on the south;

Lots 76, 83, 90, 113, 142: 40 feet wide on the north and east, and 8 feet wide on the south;

Lots 78, 79, 80, 81, 82, 92, 93, 94, 95, 96, 99, 100, 115, 116, 117, 118, 119, 122 through 127, 144 through 148, 151 through 157: 8 feet wide on the north, and 40 feet wide on the south;

Lots 77, 91, 98, 114, 121, 143, and 150: 8 feet wide on the north and 40 feet wide on the east and south;

Lots 84, 107, and 136: 40 feet wide on the north and west, and 8 feet wide on the south;

Lots 97, 120, and 149: 8 feet wide on the north, and 40 feet wide on the west and south;

Lots 106 and 135: 40 feet wide on the north and east, and 8 feet wide on the south;

Lot 101: 8 feet wide on the south;

Lots 1, 48, 56, 62, 66, 67, 69, 70 and 71: 29.6 feet wide on the boundary adjoining right-of-way for U. S. Highway No. 287;

Lots 72, 73, 82, 83, 100, 101, 127, 128, and 157: 30 feet wide on the boundary adjoining right-of-way for U. S. Highway No. 287;

Such rights-of-way may be utilized by the Federal Government, or the State, county or municipality in which the tract is situated, or by any agency thereof. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued. Leases and patents issued in accordance

with this order will also be subject to all existing rights-of-way.

13. All inquiries relating to this land shall be directed to the Manager of the Land and Survey Office, Cheyenne, Wyoming.

ALBIN D. MOLOHON,
Regional Administrator.

[F. R. Doc. 51-4581; Filed, Apr. 24, 1951;
8:45 a. m.]

[1606472]

ALASKA

NOTICE OF FILING OF PLAT OF SURVEY

APRIL 19, 1951.

Notice is given that the plat of original survey of the following described lands, accepted May 12, 1950, will be officially filed in the Land Office, Anchorage, Alaska, effective at 10:00 a. m. on the 35th day after the date of this notice:

SEWARD MERIDIAN

T. 4 N., R. 10 W.,
Secs. 1 to 6, inclusive;
Secs. 10, 11, 12.

The area described aggregates 5,461.41 acres.

Available information indicates that the described lands are level to rolling with spruce and birch timber as the dominant vegetative cover.

All of sections 4, 5, 6, T. 4 N., R. 10 W., were withdrawn, subject to valid existing rights, by Public Land Order No. 487 of June 16, 1948, for classification.

No applications for the remainder of the lands described may be allowed under the homestead, desert-land, small tract, or any other non-mineral public land law unless the land has already been classified as valuable or suitable for such application or shall be so classified upon consideration of an application.

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the

35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office, Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Anchorage, Alaska.

WILLIAM ZIMMERMAN, JR.,
Assistant Director.

[F. R. Doc. 51-4763; Filed, Apr. 24, 1951;
8:49 a. m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

CHIEF OF FOREST SERVICE

DELEGATION OF AUTHORITY WITH RESPECT TO CERTAIN AUTHORITIES, POWERS, FUNCTIONS, AND DUTIES

The authorities, powers, functions, and duties vested in the Secretary of Agriculture by section 18 of the act of

April 24, 1950 (Pub. Law 478, 81st Cong., 2d Sess.), are hereby delegated to the Forest Service to be exercised by the Chief thereof and such officers and employees as he may designate. The Chief and his designees are hereby authorized and directed to issue such instructions to the officers and employees of the Forest Service with respect to local advisory boards as may be necessary to carry out the regulation governing the constituting and electing of local advisory boards and to deal with such boards.

Done at Washington, D. C., this 19th day of April 1951.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 51-4761; Filed, Apr. 24, 1951;
8:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 9640]

SCRANTON RADIO CORP.

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Scranton Radio Corporation, Scranton, Pennsylvania, Docket No. 9640, File No. BP-7184; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 11th day of April 1951;

The Commission having under consideration (1) the above-entitled application for a permit to construct a new standard broadcast station to be operated on the frequency 1400 kilocycles, with 250 watts of power, unlimited time at Scranton, Pennsylvania; and (2) a petition filed March 12, 1951, by Associated Broadcasters, Inc., licensee of Station WEST, Easton, Pennsylvania, to designate the aforesaid application for hearing;

It appearing, that the applicant is legally, technically, financially, and otherwise qualified to operate the proposed station, but that the proposed station may involve interference with one or more existing stations and may not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing commencing at 10:00 a. m. on June 11, 1951, at Washington, D. C., upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the character of other broadcast service available to such areas and populations.

2. To determine whether the operation of the proposed station would involve objectionable interference with Station WEST, Easton, Pennsylvania, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of

other broadcast service to such areas and populations.

3. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to the nighttime coverage to the city of Scranton, Pennsylvania; and with particular reference to the daytime and nighttime coverage to the Scranton-Wilkes-Barre Metropolitan District.

It is further ordered, That Associated Broadcasters, Inc., licensee of Station WEST, Easton, Pennsylvania, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4778; Filed, Apr. 24, 1951;
8:50 a. m.]

[Docket Nos. 9705, 9950, 9951]

PRAIRIE BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Prairie Broadcasting Company, Beaver Dam, Wisconsin, Docket No. 9705, File No. BP-7554; William F. Johns, Jr., and Allen H. Embury, d/b as Johns-Embury Company, Portage, Wisconsin, Docket No. 9950, File No. BP-8006; Portage Broadcasting Company, Portage, Wisconsin, Docket No. 9951, File No. BP-8029; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 11th day of April 1951;

The Commission having under consideration the above-entitled application of William F. Johns, Jr., and Allen H. Embury, d/b as Johns-Embury Company, for a new standard broadcast station to be operated on the frequency 1350 kc with 500 w of power, daytime only, at Portage, Wisconsin; and of Portage Broadcasting Company for a new standard broadcast station to be operated on the frequency 1350 kc, with 1 kw of power, daytime only, at Portage Wisconsin;

It appearing, that the above-entitled application of Prairie Broadcasting Company for a permit to construct a new standard broadcast station to be operated on the frequency 1350 kc, with a power of 500 w, daytime only, at Beaver Dam, Wisconsin, was designated for hearing February 7, 1951, on engineering issues only, the hearing being presently scheduled for May 3, 1951;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of William F. Johns, Jr., and Allen H. Embury, d/b as Johns-Embury Company, and the application of Portage Broadcasting Company, are designated for hearing in a consolidated proceeding with the application of Prairie Broadcasting Company, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the corporate applicants, their officers, directors and stockholders and of the applicant partnership and its partners to operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations, and the character of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station at Beaver Dam, Wisconsin, would involve objectionable interference with Stations WEMP, Milwaukee, Wisconsin, and WBAY, Green Bay, Wisconsin; and to determine whether the operation of the three proposed stations will involve objectionable interference with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference, each with the other two, or with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Milwaukee Broadcasting Company, licensee of Station WEMP, Milwaukee, Wisconsin, and WHBY, Inc., licensee of Station WBAY, Green Bay, Wisconsin, are made parties to this proceeding with respect to the Beaver Dam, Wisconsin, application only.

It is further ordered, That the Commission's order of February 7, 1951, designating for hearing the above-entitled application of Prairie Broadcasting Company is amended to include the above issues.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4780; Filed, Apr. 24, 1951;
8:51 a. m.]

[Docket No. 9830]

ROBERT W. ROUNSAVILLE (WQXI)
ORDER CONTINUING HEARING

In re application of Robert W. Rounsa-ville (WQXI), Atlanta, Georgia, Docket

No. 9830, File No. BP-7645; for construction permit.

The Commission having under consideration a Petition for Continuance of the hearing now scheduled to be held on April 18, 1951 and for Waiver of § 1.745 of the rules, filed by the applicant herein on April 13, 1951; and

It appearing, that the continuance is requested so that petitioner and others connected with this proceeding may attend a convention of broadcasters which is to be held during the week of the now scheduled hearing; and

It further appearing, that there are no other parties to this proceeding and that Counsel for the Commission has agreed to a waiver of § 1.745 of the Commission's rules and to a grant of the petition as hereinafter ordered;

Now therefore, it is ordered, This 16th day of April 1951 pursuant to § 1.743 and to sections 7 (b) and 5 (a) of the Administrative Procedure Act, that the petition is granted, and the hearing herein, which is scheduled for April 18, 1951, is continued to 10:00 o'clock a. m. on April 26, 1951, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4783; Filed, Apr. 24, 1951;
8:51 a. m.]

[Docket No. 9947]

VIDALIA BROADCASTING CO. (WVOP)

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of M. F. Brice and R. E. Ledford d/b as Vidalia Broadcasting Company (WVOP), Vidalia, Georgia, Docket No. 9947, File No. BP-7834; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 11th day of April 1951;

The Commission having under consideration the above-entitled application for a construction permit to change the facilities of Station WVOP at Vidalia, Georgia, from 1450 kc, 250 w, unlimited time to 970 kc, 1 kw, daytime only; and

It appearing, that the applicant is legally, technically, financially, and otherwise qualified to operate Station WVOP, as proposed, but that, in view of the loss of local nighttime service to the city of Vidalia, Georgia, a grant of the application may not be in the public interest, convenience and necessity;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing commencing at 10:00 a. m., on June 1, 1951, at Washington, D. C., upon the following issues:

1. To determine whether, in view of the loss to the city of Vidalia, Georgia, of its only local nighttime radio service, the operation of Station WVOP, as proposed, would serve the public interest, convenience and necessity.

2. To determine whether the installation and operation of Station WVOP, as proposed, would be in compliance with

the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to the population residing within the 250 mv/m blanket contour.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4777; Filed, Apr. 24, 1951;
8:50 a. m.]

[Docket Nos. 9948, 9949]

CONDADO BROADCASTING CO. AND JOSE
RAMON QUINONES

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Condado Broadcasting Company, San Juan, Puerto Rico, Docket No. 9948, File No. BP-7632; Jose Ramon Quinones, Mayaguez, Puerto Rico, Docket No. 9949, File No. BP-7739; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 11th day of April 1951;

The Commission having under consideration the above-entitled applications of Condado Broadcasting Company for a new standard broadcast station at San Juan, Puerto Rico, and of Jose Ramon Quinones for a new standard broadcast station at Mayaguez, Puerto Rico, each proposal requesting the frequency 1190 kc, with 250 watts of power, unlimited time;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding commencing at 10:00 a. m. on June 13, 1951, at Washington, D. C., upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the corporate applicant, its officers, directors and stockholders, and of the individual applicant to operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations, and the character of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference, each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas

and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to coverage to the business and industrial areas of the city of San Juan, Puerto Rico, with respect to the Condado Broadcasting Company application only.

7. To determine the overlap, if any, that will exist between the service areas of the proposed station at San Juan, Puerto Rico, and of Station WMDD, Fajardo, Puerto Rico; and between the service areas of the proposed station at Mayaguez, Puerto Rico, and of Station WAPA, San Juan, Puerto Rico, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4779; Filed, Apr. 24, 1951;
8:51 a. m.]

[Docket Nos. 9952, 9953]

UVALDE BROADCASTERS AND NORMAN B.
LASSETTER

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of E. J. Harpole and W. J. Harpole, d/b as Uvalde Broadcasters, Laredo, Texas, Docket No. 9952, File No. BP-8008; Norman B. Lassetter, Laredo, Texas, Docket No. 9953, File No. BP-8019; for construction permits.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 11th day of April 1951;

The Commission having under consideration the above-entitled applications both requesting construction permits to construct new standard broadcast stations with identical facilities to be operated on frequency 1490 kilocycles with 250 watts powers, unlimited time at Laredo, Texas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding commencing at 10:00 a. m. on June 14, 1951, at Washington, D. C., upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and its partners and of the individual applicant to operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations, and the character of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4781; Filed, Apr. 24, 1951;
8:51 a. m.]

[Docket No. 9660]

UNITED BROADCASTING CO., INC. (WOOK)
ORDER CONTINUING HEARING

In re application of United Broadcasting Company, Inc. (WOOK), Silver Spring, Maryland, Docket No. 9660, File No. BML-1335; for construction permit.

The Commission having under consideration a petition filed on April 9, 1951, by the United Broadcasting Company, Inc. (WOOK), Silver Spring, Maryland, requesting that the hearing herein be continued from April 18, 1951, to July 18, 1951, in order that applicant may complete the preparation of an amendment proposing a directional antenna and conclude negotiations for land on which towers will be located; and

It appearing that no opposition to this petition has been filed and good cause has been shown for a grant thereof;

It is therefore ordered, This 13th day of April, 1951, that the petition of the United Broadcasting Company be and it is hereby granted and the hearing herein is hereby continued to July 18, 1951, at 10:00 a. m., in Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 51-4782; Filed, Apr. 24, 1951;
8:51 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6351]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF APPLICATION

APRIL 19, 1951.

Notice is hereby given that the California Electric Power Company of Riverside, California, has filed an applica-

tion pursuant to section 202 (e) of the Federal Power Act (16 U. S. C. 824a (e)) for amendment of the authorization previously granted by the Commission under said act, so as to permit an increase in the transmission of electric energy across the international boundary between the United States and Mexico over five different lines, during the period 1951 to 1955, both inclusive, as follows:

Year	Over 3 lines in or near Calexico, Calif., to Mexicali, Mexico		Over 1 line in or near Andrade, Calif., to Algodones, Mexico		Over 1 line in or near Gadsden, Ariz., to San Luis, Mexico	
	Kilowatt- hour	Kilowatt	Kilowatt- hour	Kilowatt	Kilowatt- hour	Kilowatt
1951.....	56,800,000	12,300	2,100,000	1,300	5,780,000	2,100
1952.....	60,300,000	14,100	2,200,000	1,500	6,140,000	2,400
1953.....	62,400,000	15,550	2,300,000	1,650	6,580,000	2,600
1954.....	65,300,000	15,800	2,400,000	1,700	6,600,000	2,700
1955.....	68,200,000	16,550	2,500,000	1,750	6,800,000	2,800

The requested authorization would supersede the authorization heretofore granted in Docket No. E-6224, all as more fully appears in the application filed April 16, 1951.

Any person desiring to be heard or to make any protest with reference to said application should, on or before May 11, 1951, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4746; Filed, Apr. 24, 1951;
8:46 a. m.]

[Docket Nos. G-1325, G-1338, G-1367]

METROPOLITAN UTILITIES DISTRICT OF
OMAHA AND NORTHERN NATURAL GAS CO.

ORDER GRANTING MOTION FOR ORAL ARGUMENT

APRIL 18, 1951.

Metropolitan Utilities District of Omaha, complainant, v. Northern Natural Gas Company, respondent; Docket Nos. G-1325 and G-1338. In the matter of Northern Natural Gas Company, Docket No. G-1367.

On November 27, 1950, Northern Natural Gas Company (Northern) filed exceptions to the intermediate decision of the Presiding Examiner issued in the above-styled proceedings on November 6, 1950, together with a motion requesting (1) opportunity to present oral argument to the Commission with respect to such exceptions, and (2) reopening of the hearing for the purpose of enabling Northern to present additional testimony.

With respect to that portion of the motion requesting reopening of the hearing for the purpose of enabling Northern to present additional testimony, it appears that the additional testimony would pertain to matters and issues raised by the pleadings in Docket Nos. G-1325 and G-1338 and concerning which testimony was presented during the hearing in such proceedings. Northern does not allege that the testimony

proposed to be offered relates to material changes of fact or law which have arisen since the conclusion of the hearing in the proceedings.

The Commission finds:

(1) It is appropriate that the aforesaid motion be granted insofar as it requests oral argument before the Commission with respect to the issues raised by the exceptions of Northern to the Presiding Examiner's intermediate decision.

(2) Northern has not shown that the public interest requires reopening of the hearing for purpose of enabling the presentation of additional testimony by Northern, and the motion insofar as it requests reopening of the hearing should be denied.

The Commission orders:

(A) Oral argument be had before the Commission on May 14, 1951, at 10:00 a. m., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

(B) The motion of Northern Natural Gas Company filed November 27, 1950, insofar as it requests reopening of the hearing, be and same hereby is denied.

Date of issuance: April 19, 1951.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4767; Filed, Apr. 24, 1951;
8:49 a. m.]

[Docket No. G-1644]

UNITED NATURAL GAS CO.

NOTICE OF APPLICATION

APRIL 18, 1951.

Take notice that United Natural Gas Company (Applicant), a Pennsylvania corporation, of 308 Seneca Street, Oil City, Pennsylvania, filed on March 28, 1951, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the construction and operation of certain natural gas facilities described as follows:

(1) Approximately 8.3 miles of 12-inch pipeline extending from Applicant's Lamont Compressor Station in Jones Township, Elk County, Pennsylvania, to Applicant's Sergeant Compressor Station in Sergeant Township, McKean County, Pennsylvania.

(2) Approximately 2,000 feet of 12-inch pipeline as an emergency by-pass around Applicant's Lewis Run Measuring and Control Station and the improvement of the station by alterations of facilities, located at Lewis Run in McKean County, Pennsylvania.

(3) Approximately 200 feet of 12-inch and 350 feet of 8-inch pipeline extending between Applicant's Lines "M" and "N-M 44" at Applicant's Henderson Storage Compressor in Mineral Township, Venango County, Pennsylvania.

(4) Approximately 2,000 feet of 12-inch and 500 feet of 8-inch pipeline to be used as an emergency by-pass around Applicant's Overbeck Measuring Station in Millstone Township, Elk County, Pennsylvania.

(5) Relocation and replacement of approximately 6,450 feet of 10-inch pipeline with new 10-inch pipeline, known as Applicant's Line "T" at Stoneboro, Sandy Lake Township, Mercer County, Pennsylvania.

(6) Approximately 6,100 feet of 6-inch welded pipeline between Applicant's 8-inch Line "B-5" and the Wilcox Distribution Plant, Wilcox, Elk County, Pennsylvania.

(7) Approximately 6,771 feet of 8-inch pipeline to replace the same amount of 6-inch pipe, known as Applicant's Line "H-M 15" in Pinegrove Township, Venango County, Pennsylvania.

(8) Relocation and replacement of approximately 3,000 feet of 10-inch pipeline with new 10-inch pipeline, known as Applicant's Line "H" in the vicinity of Harold Street, Oil City, Pennsylvania.

(9) Approximately 7.1 miles of 8-inch pipeline to replace the same amount of 4-inch line, known as Applicant's Line "V-M 71" between St. Mary's, Elk County, Pennsylvania, and Emporium, Cameron County, Pennsylvania.

(10) One additional 150 horsepower compressor unit, together with necessary facilities, in Applicant's Hickory Compressor Station located in Hickory Township, Forest County, Pennsylvania, such unit to be moved from Applicant's Beaver Station, Beaver County, Pennsylvania.

(11) One additional 150 horsepower compressor unit, together with necessary facilities, in Applicant's Pinegrove Compressor Station located in Pinegrove Township, Venango County, Pennsylvania, such unit to be moved from Applicant's Beaver Station, Beaver County, Pennsylvania.

(12) One 100 Kw 240 volt generator in Applicant's Knox Station located in Knox Township, Jefferson County, Pennsylvania.

The application states that the proposed facilities constitute part of the necessary changes and improvements in Applicant's overall transmission and storage facilities to permit the handling of increased quantities of southwestern gas under high load factor conditions in order to meet the increasing demands of

its customers for natural gas in the face of decreasing local sources of supply. The installation of all the proposed facilities will permit expansion in the use of its system, and will allow Applicant to safely and efficiently transport the necessary volumes of gas to its existing customers during periods of maximum demand.

The estimated total overall capital cost of the proposed construction and additions is \$745,000 which will be financed from current funds.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of May 1951. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 51-4748; Filed, Apr. 24, 1951;
8:46 a. m.]

[Docket No. G-1651]

PACIFIC GAS AND ELECTRIC CO.

NOTICE OF APPLICATION

APRIL 18, 1951.

Take notice that Pacific Gas and Electric Company (Applicant), a California corporation, address 245 Market Street, San Francisco 6, California, filed on April 3, 1951, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain transmission pipeline facilities hereinafter described. These facilities will increase, by approximately 150,000,000 cubic feet per day, the capacity of Applicant's Topock-Milpitas pipeline which extends from a point on the boundary line of California near Topock, Arizona, to a point near the town of Milpitas, California, at the southern end of San Francisco Bay.

Applicant proposes to construct approximately 142 miles of loop lines on its existing Topock-Milpitas pipeline and to install 22,780 horsepower of additional compressor capacity in its existing compressor stations. The proposed additions will increase the capacity of the Topock-Milpitas pipeline to 550,000,000 cubic feet per day.

The estimated cost of the proposed facilities is \$19,391,000, which will be financed from funds on hand and proceeds from the sale of bonds, preferred stock and common stock.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of May 1951. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 51-4749; Filed, Apr. 24, 1951;
8:46 a. m.]

[Docket No. G-1654]

UNITED NATURAL GAS CO. AND EQUITABLE
GAS CO.

NOTICE OF APPLICATION

APRIL 18, 1951.

Take notice that United Natural Gas Company (United), a Pennsylvania corporation, of 308 Seneca Street, Oil City, Pennsylvania, and Equitable Gas Company (Equitable), a Pennsylvania corporation, of 435 Sixth Avenue, Pittsburgh 19, Pennsylvania, filed on April 4, 1951, a joint application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act authorizing the exchange of gas for a limited period pursuant to the terms of an agreement between the applicants dated April 2, 1951.

The application recites that United and Equitable are separate parties to service agreements with Tennessee Gas Transmission Company (Tennessee) and Texas Eastern Transmission Corporation (Texas Eastern) under which separate agreements Tennessee is obligated to deliver to United 10,000 Mcf and to Equitable 30,000 Mcf of natural gas daily and Texas Eastern is obligated to deliver to United 45,000 Mcf and to Equitable 30,000 Mcf of natural gas daily. The application further states that because of the national defense program, the demands of Equitable's customers for natural gas are expected to continue at a high level during the summer of 1951 and during the 1951-52 winter heating season. For this reason, the application states, it is essential that Equitable secure as much gas as possible for storage and sale during the summer of 1951. However, studies made by Equitable indicate that, contrary to prior expectations, Equitable will not be able to take into its distribution system the full daily contract quantity of 30,000 Mcf of gas which it is now receiving from Tennessee, during the summer of 1951, the first summer during which deliveries are to be made by Tennessee to Equitable.

It is further stated that during the summer of 1951 Equitable will be able to take gas from Texas Eastern over and above the 30,000 Mcf per day covered by its service agreement. During the same period United expects to have facilities available which will enable it to take gas from Tennessee over and above the 10,000 Mcf of gas per day covered by its service agreement with Tennessee. Under the terms of the agreement between United and Equitable, United has agreed, in its sole discretion, to release to Equitable a portion of the gas United would otherwise receive from Texas Eastern and to take in lieu thereof a portion of the gas which Equitable would otherwise receive from Tennessee. Equitable has agreed, in turn, to release to United a portion of the gas it would otherwise receive from Tennessee and to take in lieu thereof an equivalent amount of gas from Texas Eastern.

No new construction is required under the proposed arrangement.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance

with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of May 1951. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4750; Filed, Apr. 24, 1951;
8:47 a. m.]

[Docket No. G-1661]

TENNESSEE GAS TRANSMISSION CO.
NOTICE OF APPLICATION

APRIL 18, 1951.

Take notice that Tennessee Gas Transmission Company (Applicant) a Delaware Corporation having its principal office in the Commerce Building, Houston, Texas, filed on April 10, 1951, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing additional natural gas service under certain contracts as hereinafter described.

Applicant proposes to increase the maximum daily quantity of natural gas authorized to be delivered to the City of Holly Springs, Mississippi, from 600 Mcf to 1,050 Mcf under the terms of a contract entered into between the Applicant and the City of Holly Springs, Mississippi, on July 18, 1950.

Applicant further proposes to increase the maximum daily quantity of natural gas authorized to be delivered to Western Kentucky Gas Company from 8,922 Mcf to 10,000 Mcf, under the terms of a contract entered into between Applicant and Western Kentucky Gas Company on January 30, 1951.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of May 1951. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4751; Filed, Apr. 24, 1951;
8:47 a. m.]

[Docket No. G-1662]

TENNESSEE GAS TRANSMISSION CO.
NOTICE OF APPLICATION

APRIL 18, 1951.

Take notice that Tennessee Gas Transmission Company (Applicant), a Delaware corporation having its principal office in the Commerce Building, Houston, Texas, filed on April 10, 1951, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of a sales meter station, and the sale of natural gas as hereinafter described.

Applicant purposes to construct a sales meter station at a point on its main

transmission line near Potts Camp, Mississippi, for the purpose of selling natural gas to the Cities of New Albany and Pontotoc, Mississippi, under the terms of the contract entered into between Applicant and the said cities on February 24, 1951. The contract provides for an ultimate maximum delivery of 2,765 Mcf per day.

The estimated cost of facilities proposed to be constructed is \$3,000.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 9th day of May 1951. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4752; Filed, Apr. 24, 1951;
8:47 a. m.]

[Project No. 2077]

CONNECTICUT RIVER POWER CO.
NOTICE OF APPLICATION FOR LICENSE
(MAJOR)

APRIL 18, 1951.

Public notice is hereby given that Connecticut River Power Company of Littleton, New Hampshire, has made application for a license pursuant to the provisions of the Federal Power Act (16 U. S. C. 791-825r) for a hydroelectric development in the Fifteen Mile Falls section of the Connecticut River in Grafton and Coos Counties, New Hampshire, and in Caledonia and Essex Counties, Vermont. The hydroelectric development would consist of:

(1) The constructed McIndoes development consisting of a concrete gravity dam about 730 feet long composed of a spillway section, a nonoverflow section, and a powerhouse section, creating a reservoir about 5 miles long at elevation 454 feet; a powerhouse containing four turbines, each rated at 3,800 horsepower and connected to a 2,640-kilowatt generator; a tailrace; a 13,200-kilovolt-ampere transformer bank; and a 34.5-kilovolt transmission line about 5.6 miles long extending from the transformer bank to the Comerford switching station;

(2) The constructed Comerford development consisting of a dam about 2,253 feet long composed of two earth embankment sections, a concrete spillway section, a concrete nonoverflow section, and a concrete intake section, creating a reservoir about 8 miles long at elevation 650 feet; four penstocks, each about 150 feet long; a powerhouse at the foot of the dam containing four turbines, each rated at 54,200 horsepower and connected to a 35,000-kilowatt generator; a tailrace about 6,600 feet long; and two switchyards;

(3) The proposed Littleton development, which would consist of a dam about 5,325 feet long composed of two earth embankment sections, a concrete intake section, and a concrete spillway section, creating a reservoir about 11 miles long at elevation 809 feet having a

usable storage of 115,000 acre-feet with a draw-down of 40 feet; four penstocks, each about 296 feet long; a powerhouse at the foot of the dam containing four turbines, each rated at 55,000 horsepower and connected to a 35,100-kilowatt generator; a switchyard; and two 230-kilovolt transmission lines about 7 miles long extending from the switchyard to the Comerford switchyard.

Any protest against the approval of this application or request for any action thereon, with reasons for such protest or request, and the name and address of the party or parties so protesting or requesting, should be submitted on or before May 21, 1951, to the Federal Power Commission at Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-4747; Filed, Apr. 24, 1951;
8:46 a. m.]

INTERSTATE COMMERCE
COMMISSION

[4th Sec. Application 26021]

CEMENT FROM HOUSTON, TEX., TO POINTS
IN ALABAMA

APPLICATION FOR RELIEF

APRIL 20, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3752.

Commodities involved: Cement, bonding, sealing or imbedding, carloads.

From: Houston, Tex.

To: Ensley, Fairfield, Thomas and Woodward, Ala.

Grounds for relief: Circuitous routes and to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: D. Q. Marsh, Agent, I. C. C. No. 3752, Supp. 565.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51-4765; Filed, Apr. 24, 1951;
8:49 a. m.]

RAILROAD RETIREMENT BOARD

[Docket No. 626]

STATUS OF EMPLOYEES OF PORTLAND GENERAL ELECTRIC CO. CLAIMING SERVICE WITH PORTLAND ELECTRIC POWER CO.

NOTICE OF HEARING

In the matter of the status under the Railroad Retirement and Railroad Unemployment Insurance Acts of Employees of the Portland General Electric Company claiming service with the Portland Electric Power Company.

Pursuant to section 10 of the Railroad Retirement Act and section 5 of the Railroad Unemployment Insurance Act, the Railroad Retirement Board has ordered a hearing to be held for the purpose of determining whether any employees of the Portland General Electric Company have also been concurrently employees of the Portland Electric Power Company within the meaning of the Railroad Retirement Act (45 U. S. C. 215-228s) and the Railroad Unemployment Insurance Act (45 U. S. C. 351-357). The hearing will be held on Monday, May 14, 1951, at 10:00 a. m., in Room 704, United States Courthouse (New), Broadway and Main Streets, Portland, Oregon, before Lawrence Garland, the Examiner appointed by the Board. (Board Order 51-60, February 23, 1951).

All parties properly interested may participate in the hearing and will be afforded an opportunity to present evidence and argument before the Examiner.

The hearing will be held on the following question:

Whether any individuals employed by and carried on the payrolls of the Portland General Electric Company other than the Railway Overhead Line Gang have also been employees of the Portland Electric Power Company under the Railroad Retirement and Railroad Unemployment Insurance Acts.

[SEAL]

LAWRENCE GARLAND,
Examiner.

APRIL 19, 1951.

[F. R. Doc. 51-4744; Filed, Apr. 24, 1951; 8:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION

SCHUYLER B. TERRY

ORDER FOR PROCEEDINGS AND NOTICE OF HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of April 1951.

In the matter of Schuyler B. Terry, 120 South LaSalle Street, Chicago, Illinois.

I. The Commission's public official files disclose that Schuyler B. Terry, hereinafter referred to as registrant, is registered as a broker-dealer pursuant to section 15 (b) of the Securities Exchange Act of 1934.

II. The Records Officer of the Commission has filed with the Commission a statement, a copy of which is attached

hereto and made a part hereof,¹ stating that registrant did not file with the Commission reports of his financial condition during the calendar years 1943, 1944, 1945, 1946, 1947, 1948, 1949 or 1950 as required by section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted thereunder.

III. The information reported to the Commission by its Records Officer as set forth in paragraph II hereof tends, if true, to show that registrant violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section.

IV. The Commission, having considered the aforesaid information, deems it necessary and appropriate in the public interest and for the protection of investors that proceedings be instituted to determine:

(a) Whether the statement referred to in paragraph II hereof is true;

(b) Whether registrant has wilfully violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section;

(c) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, it is in the public interest to revoke registration of registrant; and

(d) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, pending final determination, it is necessary or appropriate in the public interest or for the protection of investors to suspend the registration of registrant.

V. It is ordered, That registrant be given an opportunity for hearing as set forth in paragraph IV hereof on the 28th day of May 1951 at the main office of the Securities and Exchange Commission, located at 425 Second Street NW., Washington 25, D. C., before a Hearing Examiner to be designated by the Commission. On such date the Hearing Room Clerk in Room 101, North Building, will advise the parties and the Hearing Examiner as to the room in which such hearing will be held. The Commission will consider any motion with respect to a change of place of said hearing if said motion is filed with the Secretary of the Commission on or before May 21, 1951. Upon completion of any such hearing in this matter the Hearing Examiner shall prepare a recommended decision pursuant to Rule IX of the rules of practice unless such decision is waived.

It is further ordered, That in the event registrant does not appear personally or through a representative at the time and place herein set or as otherwise ordered, the Hearing Room Clerk shall file with the Records Officer of the Commission a written statement to that effect and thereupon the Commission will take the record under advisement for decision.

This order and notice shall be served on registrant personally or by registered mail forthwith, and published in the FEDERAL REGISTER not later than fifteen (15) days prior to May 28, 1951.

In the absence of an appropriate waiver, no officer or employee of the Commission engaged in the performance

¹ Filed as part of the original document.

of investigative or prosecuting functions in this or any factually related proceeding will be permitted to participate or advise in the decision upon the matter except as witness or counsel in proceedings held pursuant to notice. Since this proceeding is not "rule making" within the meaning of section 4 (c) of the Administrative Procedure Act, it is not deemed to be subject to the provisions of the section delaying the effective date of any final Commission action.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-4753; Filed, Apr. 24, 1951; 8:47 a. m.]

THOS. A. WILSON

ORDER FOR PROCEEDINGS AND NOTICE OF HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of April 1951.

In the matter of Thos. A. Wilson, 8 North First St., Belleville, Illinois.

I. The Commission's public official files disclose that Thos. A. Wilson, hereinafter referred to as registrant, is registered as a broker-dealer pursuant to section 15 (b) of the Securities Exchange Act of 1934.

II. The Records Officer of the Commission has filed with the Commission a statement, a copy of which is attached hereto and made a part hereof,¹ stating that registrant did not file with the Commission reports of his financial condition during the calendar years 1943, 1944, 1945, 1946, 1947, 1948, 1949, or 1950 as required by section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted thereunder.

III. The information reported to the Commission by its Records Officer as set forth in paragraph II hereof tends, if true, to show that registrant violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section.

IV. The Commission, having considered the aforesaid information, deems it necessary and appropriate in the public interest and for the protection of investors that proceedings be instituted to determine:

(a) Whether the statement referred to in paragraph II hereof is true;

(b) Whether registrant has wilfully violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section;

(c) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, it is in the public interest to revoke registration of registrant; and

(d) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, pending final determination, it is necessary or appropriate in the public interest or for the protection of investors to suspend the registration of registrant.

V. It is ordered, That registrant be given an opportunity for hearing as set forth in paragraph IV hereof on the

28th day of May 1951 at the main office of the Securities and Exchange Commission, located at 425 Second Street NW., Washington 25, D. C., before a Hearing Examiner to be designated by the Commission. On such date the Hearing Room Clerk in Room 101, North Building, will advise the parties and the Hearing Examiner as to the room in which such hearing will be held. The Commission will consider any motion with respect to a change of place of said hearing if said motion is filed with the Secretary of the Commission on or before May 21, 1951. Upon completion of any such hearing in this matter the Hearing Examiner shall prepare a recommended decision pursuant to Rule IX of the rules of practice unless such decision is waived.

It is further ordered, That in the event registrant does not appear personally or through a representative at the time and place herein set or as otherwise ordered, the Hearing Room Clerk shall file with the Records Officer of the Commission a written statement to that effect and thereupon the Commission will take the record under advisement for decision.

This order and notice shall be served on registrant personally or by registered mail forthwith, and published in the FEDERAL REGISTER not later than fifteen (15) days prior to May 28, 1951.

In the absence of an appropriate waiver, no officer or employee of the Commission engaged in the performance of investigative or prosecuting functions in this or any factually related proceeding will be permitted to participate or advise in the decision upon the matter except as witness or counsel in proceedings held pursuant to notice. Since this proceeding is not "rule making" within the meaning of section 4 (c) of the Administrative Procedure Act, it is not deemed to be subject to the provisions of the section delaying the effective date of any final Commission action.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-4754; Filed, Apr. 24, 1951;
8:47 a. m.]

THOMAS HUDDLESTON

ORDER FOR PROCEEDINGS AND NOTICE OF HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of April 1951.

In the matter of Thomas Huddleston, 111 West Jackson Street, Chicago, Illinois.

I. The Commission's public official files disclose that Thomas Huddleston, hereinafter referred to as registrant, is registered as a broker-dealer pursuant to section 15 (b) of the Securities Exchange Act of 1934.

II. The Records Officer of the Commission has filed with the Commission a statement, a copy of which is attached hereto, and made a part hereof,¹ stating

¹ Filed as part of the original document.

that registrant did not file with the Commission reports of his financial condition during the calendar years 1943, 1944, 1945, 1946, 1947, 1948, 1949, or 1950, as required by section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted thereunder.

III. The information reported to the Commission by its Records Officer as set forth in paragraph II hereof tends, if true, to show that registrant violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section.

IV. The Commission, having considered the aforesaid information, deems it necessary and appropriate in the public interest and for the protection of investors that proceedings be instituted to determine:

(a) Whether the statement referred to in paragraph II hereof is true;

(b) Whether registrant has wilfully violated section 17 (a) of the Securities Exchange Act of 1934 and Rule X-17A-5 adopted under said section;

(c) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, it is in the public interest to revoke registration of registrant; and

(d) Whether, pursuant to section 15 (b) of the Securities Exchange Act of 1934, pending final determination, it is necessary or appropriate in the public interest or for the protection of investors to suspend the registration of registrant.

V. *It is ordered,* That registrant be given an opportunity for hearing as set forth in paragraph IV hereof on the 28th day of May 1951 at the main office of the Securities and Exchange Commission, located at 425 Second Street NW., Washington 25, D. C., before a Hearing Examiner to be designated by the Commission. On such date the Hearing Room Clerk in Room 101, North Building, will advise the parties and the Hearing Examiner as to the room in which such hearing will be held. The Commission will consider any motion with respect to a change of place of said hearing if said motion is filed with the Secretary of the Commission on or before May 21, 1951. Upon completion of any such hearing in this matter the Hearing Examiner shall prepare a recommended decision pursuant to Rule IX of the rules of practice unless such decision is waived.

It is further ordered, That in the event registrant does not appear personally or through a representative at the time and place herein set or as otherwise ordered, the Hearing Room Clerk shall file with the Records Officer of the Commission a written statement to that effect and thereupon the Commission will take the record under advisement for decision.

This order and notice shall be served on registrant personally or by registered mail forthwith, and published in the FEDERAL REGISTER not later than fifteen (15) days prior to May 28, 1951.

In the absence of an appropriate waiver, no officer or employee of the Commission engaged in the performance of investigative or prosecuting functions in this or any factually related proceeding will be permitted to participate or advise in the decision upon the matter except as

witness or counsel in proceedings held pursuant to notice. Since this proceeding is not "rule making" within the meaning of section 4 (c) of the Administrative Procedure Act, it is not deemed to be subject to the provisions of the section delaying the effective date of any final Commission action.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-4755; Filed, Apr. 24, 1951;
8:48 a. m.]

[File No. 70-2601]

OHIO POWER CO. AND UNION CITY ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of April A. D. 1951.

Notice is hereby given that The Ohio Power Company ("Ohio") and Union City Electric Company ("Union"), both electric utility subsidiaries of American Gas and Electric Company, a registered holding company, have filed a joint declaration pursuant to the Public Utility Holding Company Act of 1935 (the "act"), and have designated sections 12 (c), 12 (f) and 12 (g) of the act and Rules U-42 and U-43 promulgated thereunder as being applicable to the proposed transactions, which are summarized as follows:

The Commission, in its Order dated March 31, 1950, Holding Company Act Release No. 9776 (File No. 70-2322), authorized the acquisition by Ohio of 525 shares of the common stock of Union, which shares represent all of Union's issued and outstanding securities. In that proceeding, it was represented that the properties of Union would ultimately be acquired and become a part of the properties of Ohio. The power requirements of Union are furnished entirely by Ohio, and the declarants state that Union no longer serves a useful purpose as a separate corporate entity.

The joint declarants now propose that Union be dissolved and that its properties be transferred to and be acquired by Ohio, the sole stockholder of Union. It is represented that the properties of Union to be acquired by Ohio will be recorded on the books of Ohio on the basis of an original cost study, which is now being made, and that any excess over such original cost will be disposed of by a charge to earned surplus, assuming that such accounting procedure is permitted by the regulatory authorities having jurisdiction with respect thereto.

Notice is further given that any interested person may, not later than May 1, 1951, at 5:30 p. m., e. s. t., or e. d. s. t., whichever is then currently in effect, request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said joint declaration, which he desires to controvert, or may request that he be notified if the

Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time thereafter, said joint declaration, as filed or as amended, may be permitted to become effective as provided by Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said joint declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 51-4756; Filed, Apr. 24, 1951;
8:48 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 17644]

TSUTOMU IMAMURA

In re: Stock and bonds owned by Tsutomu Imamura, also known as Tsutomu Imamura. D-39-17948-A-1; D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tsutomu Imamura, also known as Tsutomu Imamura, whose last known address is Hiroshima, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Fifteen (15) shares of \$10.00 par value common capital stock of Union Importers Ltd., a corporation organized under the laws of the Territory of Hawaii, evidenced by a certificate numbered 2 representing five (5) shares and a certificate numbered 185 representing ten (10) shares, registered in the name of Tsutomu Imamura, together with all declared and unpaid dividends thereon, and

b. Those certain debts or other obligations, matured or unmatured, evidenced by two (2) United States Savings Bonds, Series E-1941, of \$100.00 face value each, bearing the numbers C-1,595,010-E and C-1,595,011-E, registered in the name of Mr. Tsutomu Imamura, 1551 Dillingham Boulevard, Honolulu, Hawaii, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the said bonds.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 51-4786; Filed, Apr. 24, 1951;
8:51 a. m.]

HIDEO AND SHIGEO YODA

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Hideo Yoda, Honolulu, T. H.; Claim No. 13753; \$16.17 in the Treasury of the United States.

Shigeo Yoda, Honolulu, T. H.; Claim No. 13754; \$14.61 in the Treasury of the United States.

Executed at Washington, D. C., on April 19, 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 51-4791; Filed, Apr. 24, 1951;
8:52 a. m.]

[Return Order 939]

KODAK-PATHE SOCIETE ANONYME
FRANCAISE

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Kodak-Pathe Societe Anonyme Francaise, Vincennes, France; Claim No. 13899; February 16, 1951 (16 F. R. 1662); property described in Vesting Order No. 293 (7 F. R. 9836—November 26, 1942) relating to United States Patent Application Serial No. 336,786 (now United States Letters Patent No. 2,313,007). This return shall not be deemed to include the rights of any licensees under the above patent.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 18, 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 51-4788; Filed, Apr. 24, 1951;
8:51 a. m.]

[Return Order 946]

ARMANDO SAVIO ET AL.

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Armando Savio, Moncucco Torinese, Asti, Italy, Graglia Giovanna Maria Casalegno, Moncucco Torinese, Asti, Italy, and Florino Casalegno, Turin, Italy; Claim No. 38652; December 28, 1950 (15 F. R. 9368); \$200 in the Treasury of the United States. All right, title, interest and claim of any kind or character whatsoever of Luigi Casalegno in and to the Estate of Ottavio Casalegno, deceased, with Graglia Giovanna Maria Casalegno having a life interest in one-half thereof and Florino Casalegno being entitled to the remainder of this portion and the entirety of the second half; \$982.63 in the Treasury of the United States to Florino Casalegno; \$982.64 in the Treasury of the United States to Graglia Giovanna Maria Casalegno and Florino Casalegno with Graglia Giovanna Maria having a life interest therein and Florino being entitled to the remainder.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on April 18, 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 51-4790; Filed, Apr. 24, 1951;
8:52 a. m.]